

Toronto-Dominion Centre TD Waterhouse Tower 79 Wellington Street West Suite 2300, P.O. Box 128 Toronto, Ontario M5K 1H1

Main: (416) 360-8511 Fax: (416) 360-8277

www.macleoddixon.com

Ian A. Mondrow
Counsel
Direct Phone: (416) 203-4435
E-mail: ian.mondrow@macleoddixon.com

Nicki Pellegrini Regulatory Coordinator Direct Phone: (416) 203-4466 E-mail: nicki.pellegrini@macleoddixon.com

August 17, 2009

Ms. Kirsten Walli, Board Secretary **ONTARIO ENERGY BOARD** 2300 Yonge Street, 27th Floor Toronto ON M4P 1E4

Dear Ms. Walli:

Re: EB-2009-0096: Hydro One Networks Inc. 2010/2011 Distribution Rates Application.

We are counsel to Rogers Cable Communications Inc. ("Rogers") in respect of the captioned proceeding. Please accept this letter as Rogers' request for intervention herein.

### **Description of the Intervenor.**

Rogers is an integrated cable and communications company that receives electricity for its cable signal amplification power supplies from distributors throughout Ontario, including Hydro One.

### Impact of the Application on the Intervnor.

Rogers' interest in this application is primarily focused on rate treatment of Unmetered Scattered Load (USL) customers. Rogers conducted an active intervention in Hydro One's 2008 Distribution Rates Case (EB-2007-0681) in respect of this issue, and has intervened in a number of Board rate and policy proceedings in pursuit of proper cost allocation and rate design treatment for USL electricity distribution customers. The Hearing Panel in EB-2007-0681 deferred issues regarding rate treatment of USL customers to the then ongoing Rate Design policy initiative of the Board (EB-2007-0031).

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By Notice to interested parties dated April 16, 2009 the Board indicated that completion of the ongoing Rate Design policy initiative is being deferred. Accordingly, Rogers concerns regarding rate treatment by Hydro One of USL customers remain unresolved. Rogers' therefore seeks to intervene in this proceeding primarily on the issue of rate treatment of USL customers.

Rogers may have other issues of interest to raise following full review of the pre-filed evidence herein.

#### Costs.

Rogers does not intend to seek costs in this proceeding.

#### Communications.

Rogers requests that all communications and materials in this proceeding be directed to the following contacts on its behalf:

## MACLEOD DIXON LLP

Toronto Dominion Centre TD Waterhouse Tower 79 Wellington Street West Toronto ON M5K 1H1

# ROGERS CABLE COMMUNICATIONS INC.

234 Newkirk Road Richmond Hill ON L4C 3S5

Attention: Ian Mondrow

416 203 4435 ian.mondrow@macleoddixon.com

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Attention: John Armstrong, Manager, Municipal &

Utility Relations 905 780 7077 jarmstr1@rci.rogers.com

Yours truly,

MACLEOD DIXON LLP

Ian Mondrow

c. J.L. Armstrong, ROGERS CABLE COMMUNICATIONS
Anne-Marie Reilly, HYDRO ONE
Don Rogers, ROGERS PARTNERS LLP (Counsel for Hydro One)

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